

13-25a-109 No-call database.

- (1)
- (a) In accordance with Subsection (1)(b), the division shall establish and provide for the operation of a no-call database to compile a list of telephone numbers of persons who have provided notice of the person's objection to receiving an unsolicited telephone call.
 - (b) The no-call database described in Subsection (1)(a) shall consist of the Utah telephone numbers contained in the national "do-not-call" registry established and maintained by the Federal Trade Commission pursuant to 16 C.F.R. 310.4(b)(1)(iii)(B).
- (2) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division may adopt rules to:
- (a) define the improper use of the no-call database;
 - (b) define administrative fines for the improper use of the no-call database, which may not be greater than those imposed for a violation of the national "do-not-call" registry described in Subsection (1)(b); and
 - (c) define administrative fines against a person that registers another person to the no-call database without that person's consent.
- (3) Information contained in the no-call database maintained under this section shall be classified as private under Title 63G, Chapter 2, Government Records Access and Management Act, and shall be used only for purposes of:
- (a) compliance with this chapter; or
 - (b) a proceeding or action to enforce this chapter.

Amended by Chapter 382, 2008 General Session